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Mani Alieli

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Steven Teig

Serial No.: 09/739,580

Filing Date: 12/15/00

For: METHOD AND APPARATUS FOR

PRE-COMPUTING AND USING PLACEMENT COSTS WITHIN A PARTITIONED REGION FOR MULTIPLE WIRING MODELS

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## **DECLARATION IN SUPPORT OF THE PETITION UNDER 37 CFR § 1.137**

- I, Mani Adeli, hereby declare:
- 1. I, am attorney for the Applicants in the above-identified patent application (hereafter referred to as "the Patent Application");
- 2. To comply with 35 U.S.C. §122 and 37 CFR 1.213, I previously submitted a Request to Rescind Previous Non-Publication Request (referred to below as the "original Request to Rescind"), within forty-five days of filing a PCT application claiming priority to the above-identified application's parent application (U.S. App 09/732,181) with the same exact specification as the above-mentioned application. See attached copy of the original Request to Rescind and of the postcard accompanying this Request.
- 3. The original Request to Rescind was the Patent Office form PTO/SB/36, version 11-00.

- 4. I recently reviewed Deputy Commissioner Kunin's "Reminder that Rescission of a Nonpublication Request is not Itself a Notice of Foreign Filing." See OG Notices: 06 May 2003. This reminder reminds applicants that a Rescission of a Nonpublication Request does not operate as a Notice of Foreign filing, and encourages applications to use Patent Office form PTO/SB/36, version April 2001 to rescind a Nonpublication Request as this form also contains a notice regarding foreign filing.
- 5. I have also recently reviewed a Notice Regarding Rescission of Nonpublication Request that the Applicants received in another case. This Notice identifies Patent Office form PTO/SB/36, version 10/01 as the proper form to use to rescind a nonpublication request and to provide notice of foreign filing.
- 6. As mentioned above, I submitted a previous version of the Patent Office form PTO/SB/36 (i.e., the 11-00 version).
- 7. I have realized that this previous version does not contain a notice of foreign filing and have enclosed a revised Request to Rescind, which contains the required notice of foreign filing.
- 8. As such, Applicants respectfully submit that the entire delay for failure to submit the modified Request to Rescind with the requisite notice of foreign filing was unintentional.

I hereby declare, under penalty of perjury of law (18 U.S.C. § 1001) that the above

statements are true to the best of my knowledge.

By:

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